

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 1870-01
Bill No.: HB 635
Subject: Public Service Commission; Utilities; Attorney General
Type: Original
Date: April 7, 2003

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2004	FY 2005	FY 2006
Total Estimated Net Effect on General Revenue Fund	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2004	FY 2005	FY 2006
Total Estimated Net Effect on Other State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.
This fiscal note contains 4 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2004	FY 2005	FY 2006
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2004	FY 2005	FY 2006
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Department of Economic Development, Office of Public Counsel (OPC)** assume although this proposal has some impact on their agency, OPC should be able to absorb the changes. However, if the requirements of this bill are combined with additional requirements or changes, OPC may incur a fiscal impact.

Officials from the **Department of Economic Development, Public Service Commission (PSC)** assume this proposal adds language to Section 386.756, RSMo that states that this section only applies to the areas of service the utility was actually supplying daily service to on 8/28/93. The language further states that this section shall not apply to any subsequently expanded areas of service made by a utility through either existing affiliates or subsidiaries purchased after 8/28/93. The language further clarifies enforcement agencies and penalty provisions. PSC assumes this proposal would not fiscally impact their agency.

Officials from the **Office of the Attorney General** assume that any potential costs arising from this proposal can be absorbed with existing resources.

<u>FISCAL IMPACT - State Government</u>	FY 2004 (10 Mo.)	FY 2005	FY 2006
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
 <u>FISCAL IMPACT - Local Government</u>	 FY 2004 (10 Mo.)	 FY 2005	 FY 2006
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

DESCRIPTION

Under current law, electric, gas and heating utilities are prohibited from offering heating, ventilating and air conditioning (HVAC) services unless the company was providing these services for the five years prior to August 28, 1998. This proposal clarifies that the exemption only applies to areas being served on a daily basis on August 28, 1993.

The proposal also requires utilities to comply with the same state and local requirements as other HVAC contractors and authorizes the Attorney General to enforce pertinent statutes.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

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SOURCES OF INFORMATION

Department of Economic Development
Public Service Commission
Office of Public Counsel
Attorney General's Office

A handwritten signature in black ink that reads "Mickey Wilson". The signature is written in a cursive, flowing style.

Mickey Wilson, CPA
Director
April 7, 2003